

COUNCIL ON GOVERNMENT  
Fall 1973

The Bulletin of:  
THE COMMITTEE FOR ACTION/RESEARCH  
ON THE INTELLIGENCE COMMUNITY

## Citizens Sue CIA

*The Intelligence Community has always maintained a shield of secrecy around its internal operations and structure. The Central Intelligence Agency, for example, exists under a charter that is so highly classified that the Senators and Representative charged with approval of the CIA's budget have no idea of what the charter contains, or even how much money they grant to the CIA annually.*

*The illegality of maintaining a secret budget has created Congressional concern in the wake of revelations that the CIA was involved in domestic political affairs. The public and the Congress now know that the CIA provided equipment used by Watergate figures for partisan political intelligence activity, and the revelations have increased the public pressure for more public knowledge of CIA operations and finances.*

During the hearings held on the confirmation of William E. Colby as the Director of Central Intelligence, Sen. John Stennis (D-Miss), the Chairman of the Senate Armed Services Committee, issued a statement from his hospital bed calling for a review of the CIA Act and the CIA's charter. When the Armed Services Committee does hold its hearings, there is little evidence that they will not follow the pattern of other hearings concerning the CIA and the Intelligence Community. The public will be barred from the sessions, and any transcript made public will be noteworthy only for the number of deletions.

Forcing the CIA to publicly reveal its budget became one force behind a lawsuit filed by civil rights attorney William Higgs and his co-plaintiff, Loren Weinberg, an instructor at the Federal City College in Washington, D.C. Higgs and Weinberg have filed their suit against a cross section of the government bureaucracy, and hope to force the courts to rule on two important constitutional questions and one statutory question.

The defendants in the case are:

William E. Colby, who in his role as the Director of Central Intelligence, is responsible for the expenditure of CIA money and for CIA operations.

George P. Schultz, the Secretary of the Treasury. Schultz is legally charged with the publication of the budgets of all government agencies.

David Mosso, the Commissioner of Accounts for the Department of Treasury, legally charged with the preparation of the budgets for publication.

Roy Ash, the former President of Litton Industries and now the Director of the Office of Management and Budget.

Casper Weinberger, the Secretary of Health, Education and Welfare, one of the government agencies that hides CIA appropriations within their budgets.

The Higgs-Weinberg case is a two pronged attack against the Intelligence Community. In addition to the questions of budget, the suit also seeks injunctive relief to prevent the CIA from engaging in unauthorized clandestine foreign wars, and to stop CIA domestic operations. The questions of the budget and the conduction of acts of war not authorized by Congress are clear Constitutional questions. The use of the CIA for domestic operations is a clear violation of the 1947 National Act, and is the primary statutory question involved in the suit.

The moves to seek injunctive relief from clandestine foreign wars and domestic operations are the major differences between the Higgs-Weinberg case and a suit filed by William Richardson, of Greenburg, Pennsylvania.

The Richardson suit is directed only against the Secretary of the Treasury and the Commissioner of Accounts, and is a taxpayers suit to force a release of a budget figure for the CIA. Richardson's suit does not call for a line by line breakdown of CIA expenditures, nor does it raise any of the concerns of illegal domestic and foreign operations.

The Higgs-Weinberg case is being conducted before U.S. District Court Judge William Bryant, described in a recent Washingtonian magazine article as being "... exceptional, although a bit slow to reaching a decision." Judge Bryant has been very slow in the Higgs-Weinberg case, he has yet to force the government to reply to interrogatories filed by the plaintiffs on October 15, 1972.

The interrogatories filed at that time would have changed the outcome if Judge Bryant had forced the government to reply. Among the questions asked by Higgs and Weinberg were questions that would have revealed that E. Howard Hunt used CIA equipment for several of his political intelligence activities, such as moving ITT lobbyist Dita Beard from Washington to Denver, interviewing potential intelligence operatives to gather information on Sen. Edward M. Kennedy (D-Mass), and providing of CIA identification for Hunt and other Watergate figures.

The knowledge of the Hunt-CIA transactions came to public light in the spring of 1973, when the depth of political intelligence began to surface. The Higgs-Weinberg interrogatories would have made information public before the November 7th election, by asking questions such as:

"Have any funds of the CIA been used in, or for the benefit of, the reelection campaign of the President?"

"Did you or any other employees of the CIA have any knowledge of the circumstances surrounding the Watergate incidents or the espionage or sabotage activities of the Committee to Reelect the President prior to those circumstances becoming public knowledge by the news media? If so, what knowledge?"

In all, Higgs and Weinberg filed ten questions to be answered by the CIA, questions that could have shown the depth of CIA knowledge and involvement in the Watergate months prior to their discovery by the media.

Judge Bryant has done little to move the Higgs-Weinberg case. In addition to his laxness with the interrogatories, Bryant has stayed the proceedings of the case until the Supreme Court rules on the legality of the Richardson case. Richardson's hearing will be in October, but the differences the two cases make it difficult to project how Bryant will interpret any Supreme Court ruling.

Richardson is suing only one agency, the Treasury Department, as a tax-payer. Higgs and Weinberg have brought a much broader suit against the Treasury Department, the Central Intelligence Agency, and the Department of Health Education and Welfare. Richardson wished only to force the government to reveal the CIA total budget figure; Higgs and Weinberg hope to force the courts to rule on the CIA budget and CIA operations.

President Nixon has expended a great amount of his energy and time in recent attempts to force the Watergate question out of the hands of the Senate Select Committee on Presidential Campaign Activities and into the courts. Given the recent decision in the Gainesville Conspiracy case, and the potential of civil lawsuits such as the Higgs-Weinberg case, a strong Executive may not meet well with court decisions.

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CARIC has offered its logistical support for the Higgs-Weinberg case, and we ask that everyone concerned with a citizens action program against the CIA do likewise. Bill Higgs and Loren Weinberg can be contacted either through CARIC, or by writing to Loren Weinberg, 2332 19th St., NW, Washington, D.C., 10009.

Copies of Counter-Spy are available in  
Walter Pforzheimer's Office - HIC.

## INTELLIGENCE REPORT

Don't  
Read  
This  
Out  
Loud!

The Committee for Action Research on the  
Intelligence Community (CARIC)

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The headlines in American newspapers have for years told of Army surveillance of civilians, U.S. spy planes being shot down over other countries, attempted coups and intrigue initiated by the CIA and unrestrained FBI wiretapping. We all know that Big Brother is watching, but no one in our government has taken the time to explain *who* is being spied upon, and *why* we are being watched. Too often, we American citizens don't even know who Big Brother *is*.

In 1955, President Eisenhower accepted the report of the Hoover Commission on U.S. Intelligence. Among other recommendations, the Commission emphasized the need for two "watchdog" committees on intelligence within the executive and legislative branches of government. Although a Foreign Intelligence Advisory Board (FIAB) was established to serve the President, Congress by an overwhelming majority has refused to establish a committee within the legislative branch. Now, in the midst of the Watergate scandals, there is some movement within Congress to establish committees on the separate intelligence agencies. The result will be divided oversight with no assurance that Congress will be able to stop illegal and unjustified spying. With Congress abrogating its responsibilities, there is no agency of government, directly responsible to the public, monitoring the United States Intelligence Community.

Now former intelligence workers and concerned citizens have formed a national association to provide the vital information an aware public needs to know about government operations. The Committee for Action/Research on the Intelligence Community (CARIC) is an independent "watchdog" on the government spy apparatus. CARIC, sponsored entirely by donations from American citizens, serves as an alternative source of analysis and information on the practices, organization and objectives of U.S. Intelligence. What clandestine operations are being carried out in the name of America? Is the CIA preparing to entangle us in another war similar to the Indochina War? What information is going into Federal, State, local and private data banks on innocent American citizens? Is the FBI becoming a "secret police force?" Whose phones are tapped in America? These are some of the questions CARIC is answering.

CARIC knows that all conscientious Americans are closely watching the events that have unfolded since the arrests made at the Watergate building. We share the hope of most Americans that the illegal espionage practices that have now been exposed will no longer be a part of American political life. However, the dismantling of one espionage *apparatus* loyal to one group of politicians does not insure that this abuse of power will not be repeated by future politicians.

Who knows what future political espionage will occur under the guise of so-called "national security" or loyalty to an administration? Only time will tell, but through diligence and your help CARIC will anticipate and bring to your attention situations within the government that are likely to produce a new "Watergate."

Although CARIC does believe that a massive government spy apparatus is at work in the world, we hope to dispel some of the paranoia citizens naturally feel when there is talk of spies and wiretaps. We know that the FBI does not have agents behind every tree, but there are agents in every major community in this country who have spied on innocent private and public citizens. Only a full and undisguised look into this hidden world can displace unwarranted fears, and guide the public effort to end this illegal and unjustified espionage. *The secrecy with which the government surrounds itself must end.*

CARIC knows that tens of thousands of American citizens from all walks of life were mobilized over the past decade to help bring an end to the government's war in Indochina - a war that has taken new forms under the direction of U.S. Intelligence agencies. CARIC hopes that

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these same concerned citizens will continue to oppose the policies of our government which bring this new form of *covert war* and the Watergate scandals. It is now time for thousands of Americans to mobilize to stop the spying as we stopped the dying. *Please join us in our effort.*

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## THE COMMITTEE FOR ACTION/RESEARCH ON THE INTELLIGENCE COMMUNITY (CARIC)

### INTELLIGENCE REPORT

#### • CARIC ORGANIZATION

CARIC is organized to reflect the operating procedures of a typical intelligence organization. Our research process involves collecting information from a wide variety of sources both public and private. Our analysis is the collective product of CARIC participants and eliminates any compartmentalization of knowledge. The information and our analysis is then disseminated through CARIC publications and separate works by CARIC participants. In addition, CARIC provides information to other journalists and qualified researchers.

#### • INTELLIGENCE DOCUMENTATION CENTER (IDC)

CARIC is continuously collecting information on intelligence from a variety of sources including official government publications and documents, previous investigations, public accounts and interviews conducted with hundreds of former intelligence and police agents. The information forms the data-base of the Intelligence Documentation Center maintained by CARIC. The IDC is a library of information on U.S. Intelligence available upon request to journalists, qualified researchers and members of CARIC.

#### • SPEAKERS BUREAU AND WORKSHOPS

CARIC maintains a listing of members available to speak before groups on a variety of subjects ranging from the foreign intelligence programs of our government to the problems of criminal justice in this country. Our speakers include former intelligence workers, police agents and informers and others familiar with American intelligence.

CARIC will periodically conduct workshops for church, labor, school or community organizations. Workshop topics include:

- OPERATION PHOENIX — CIA assassination in Vietnam
- SALEM HOUSE — Preparation for the coup in Cambodia
- The CIA in Laos
- OPERATION BOULDER — An introduction to the next American war
- Right-wing terrorism in America
- Federal Planning for civil disturbances: Riots and demonstrations
- The Internal Security apparatus and Watergate

continued

#### • MULTI-MEDIA BRIEFING

CARIC will soon augment our workshops with a multi-media briefing on U.S. intelligence activities. The exhibit will include recorded interviews. The exhibit will dramatically illustrate intelligence

as practiced by our government. Our hope is to create a super-conscious realization by our audience of the concepts presented in the display.

The first element of the multi-media briefing is a slide show tracing the growth of the internal security apparatus of our government and demonstrating how this apparatus influenced the Watergate scandals. The slide show terminates with suggestions for limiting future growth of the internal security apparatus.

#### • PUBLICATIONS

CARIC publishes a bi-weekly *INTELLIGENCE REPORT* and a quarterly named *COUNTER-SPY* featuring various articles examining the structures and operations of U.S. Intelligence. In addition, CARIC publishes occasional pamphlets on various concepts in the craft of intelligence. CARIC also provides reprints of selected articles on intelligence which have appeared in other publications.

CARIC is preparing a guide to U.S. Intelligence which will serve as a citizen access device to the hidden world of government operations. We hope that any controversy raised by this guide or any other CARIC publication will lead to public debate and resolution of the issues involved. Our analysis is based in a firm belief that no human being should be denied life, liberty or the pursuit of happiness by our government or its agents. CARIC publications aid the public effort to insure the veneration of this concept by those in our government.

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#### • IN-FROM-THE-COLD HEARINGS

CARIC will sponsor In-From-The-Cold Hearings featuring public testimony by individuals intimately involved with U.S. Intelligence. The hearings will focus on American intervention abroad, domestic repression in this country and the effects of secrecy on the individuals' personality. Former intelligence workers and those who have been victimized by the intelligence community will publicly relate their participation in activities of our government which can no longer be ignored by good citizens.

JOIN THE COUNTER-SPY

TEAM

Join with us in our effort to end "illegal, unconstitutional and gross acts" by our government. CARIC is entirely supported by donations from American citizens. Donate and become a sponsoring member of the Committee for Action/Research on the Intelligence Community. Sponsoring members receive our bi-weekly *INTELLIGENCE REPORT* and our quarterly *COUNTER-SPY* as well as additional information on government operations. CARIC actively seeks the advice and viewpoints of all sponsoring members in our activities. Write to CARIC, Box 647, Ben Franklin Station, Washington, D.C. 20044, or call (202) 785-8330.

With your support we can prevent the visions of George Orwell in 1984 from becoming an American reality.

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